



NR 010555  
Attorney Docket No.  
CHEMPLEX-3

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9 (f) and 1.27 (c)) -- SMALL BUSINESS CONCERN

I hereby declare that I am

- ☐ the owner of the small business concern identified below  
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN CHEMPLEX INDUSTRIES, INC.

ADDRESS OF CONCERN 160 MARBLEDALE ROAD  
TUCKAHOE, NEW YORK 10107

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract of law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled METHOD AND APPARATUS FOR TRIMLESS SAMPLE CUP USED IN X-RAY SPECTROSCOPY  
by inventor(s) MONTE J. SOLAZZI  
described in

- ☒ the specification filed herewith  
☐ Application Serial No. \_\_\_\_\_, filed \_\_\_\_\_  
☐ Patent No. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under \*37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

**\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)**

FULL NAME \_\_\_\_\_

• ADDRESS \_\_\_\_\_  
☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_  
☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_ ☐ Individual ☐ Small  
Business Concern ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING MONTE J. SOLAZZI

TITLE OF PERSON OTHER THAN OWNER PRESIDENT

ADDRESS OF PERSON SIGNING 160 MARBLEDALE ROAD, TUCKAHOE, NY 10107

SIGNATURE Monte J. Solazzi DATE Jan. 28, 1993

**DECLARATION AND POWER OF ATTORNEY**  
(Patent, Design or C-I-P Application)

As a below-named inventor, I hereby declare that:  
My residence, post office address and citizenship are as stated below next to my name.  
I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are stated below)  
of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND APPARATUS FOR TRIMLESS**  
**SAMPLE CUP USED IN X-RAY SPECTROSCOPY**  
the specification of which

X is attached hereto  
was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-entitled specification, including the claims, as amended by any amendment referred to above.  
I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations §1.56(a).  
I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

**PRIOR FOREIGN APPLICATION(S)**

COUNTRY	APPLICATION NO.	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119
			YES <input type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>

LISTING OF FOREIGN APPLICATIONS CONTINUED ON PAGE 2 HEREOF: YES ☐ NO ☒

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first page of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.) \_\_\_\_\_ (Filing Date) \_\_\_\_\_ (Status) \_\_\_\_\_  
(patented, pending, abandoned)  
(patented, pending, abandoned)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

ARTHUR L. PLEVY, Reg. No. 24,277; RALPH W. SELITTO, JR., Reg. No. 26,996; PAUL F. SWIFT, Reg. No. 34,938 and ERIC A. LaMORTE, Reg. No. 34,653; JOHN A. LIGON, Reg. No. 35,938; MATTHEW HODULIK, Reg. No. 36,164	
SEND CORRESPONDENCE TO: <u>Arthur L. Plevy, Esq.</u> <u>PLEVY &amp; SELITTO</u> <u>P.O. Box 1366</u> <u>146 Route 1 North</u> <u>Edison, New Jersey 08818-1366</u>	DIRECT TELEPHONE <u>Arthur L. Plevy, Esq.</u> CALLS TO: <u>(908) 572-5858</u>

FULL NAME OF INVENTOR #1	LAST NAME: <u>SOLAZZI</u>	FIRST NAME: <u>MONTE</u>	MIDDLE NAME: <u>J. 1-40</u>
RESIDENCE & CITIZENSHIP	CITY: <u>JUPITER</u>	STATE OR FOREIGN COUNTRY: <u>FLORIDA FL</u>	COUNTRY OF CITIZENSHIP: <u>U.S.A.</u>
POST OFFICE ADDRESS	POST OFFICE ADDRESS: <u>113 QUAYSIDE DRIVE</u>	CITY: <u>JUPITER</u>	STATE OR COUNTRY AND ZIP CODE: <u>FLORIDA 33477</u>
FULL NAME OF INVENTOR #2	LAST NAME:	FIRST NAME:	MIDDLE NAME:
RESIDENCE & CITIZENSHIP	CITY:	STATE OR FOREIGN COUNTRY:	COUNTRY OF CITIZENSHIP:
POST OFFICE ADDRESS	POST OFFICE ADDRESS:	CITY:	STATE OR COUNTRY AND ZIP CODE:
FULL NAME OF INVENTOR #3	LAST NAME:	FIRST NAME:	MIDDLE NAME:
RESIDENCE & CITIZENSHIP	CITY:	STATE OR FOREIGN COUNTRY:	COUNTRY OF CITIZENSHIP:
POST OFFICE ADDRESS	POST OFFICE ADDRESS:	CITY:	STATE OR COUNTRY AND ZIP CODE:

LISTING OF INVENTORS CONTINUED ON PAGE 2 HEREOF: YES ☐ NO ☒

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor #1 <i>[Signature]</i>	Signature of Inventor #2	Signature of Inventor #3
Date: <u>Jan. 26, 1993</u>	Date:	Date:

SEE PAGE 2 ATTACHED, SIGNED AND MADE A PART HEREOF: YES ☐ NO ☒